



THE COMMONWEALTH OF MASSACHUSETTS  
OFFICE OF THE ATTORNEY GENERAL

WESTERN MASSACHUSETTS DIVISION  
1350 MAIN STREET  
SPRINGFIELD, MASSACHUSETTS 01103-1629

MARTHA COAKLEY  
ATTORNEY GENERAL

January 15, 2009

(413) 784-1240  
www.mass.gov/ago

RECEIVED  
JAN 16 AM 11:15  
AMHERST TOWN CLERK

Sandra J. Burgess, Town Clerk  
4 Boltwood Avenue  
Amherst, MA 01002

RE: Amherst Special Town Meeting of November 10, 2008 --- Case # 4993  
Warrant Articles # 7, 8, and 10 (Zoning)

Dear Ms. Burgess:

Articles 7, 8, and 10 - We return with the approval of this Office the amendments to the Town by-laws adopted under these Articles on the warrant for the Amherst Special Town Meeting that convened on November 10, 2008, and the map pertaining to Article 10.

Note: Under G.L. c. 40, § 32, neither general nor zoning by-laws take effect unless the town has first satisfied the posting/publishing requirements of this section. Once this statutory duty is fulfilled, (1) general by-laws and amendments take effect on the date that these posting and publishing requirements are satisfied unless a later effective date is prescribed in the by-law, and (2) zoning by-laws and amendments are deemed to have taken effect from the date they were voted by Town Meeting, unless a later effective date is prescribed in the by-law.

If the Attorney General has disapproved and deleted one or more portions of any by-law or by-law amendment submitted for approval, only those portions approved are to be posted and published pursuant to G.L. c. 40, § 32. We ask that you forward to us a copy of the final text of the by-law or by-law amendments reflecting any such deletion. It will be sufficient to send us a copy of the text posted and published by the Town Clerk pursuant to this statute.

Nothing in the Attorney General's approval authorizes an exemption from any applicable state law or regulation governing the subject of the by-law submitted for approval.

Very truly yours,

MARTHA COAKLEY  
ATTORNEY GENERAL

by: Kelli E. Gunagan, Assistant Attorney General  
By-law Coordinator, Municipal Law Unit  
1350 Main Street, 4<sup>th</sup> Floor  
Springfield, MA 01103-1629  
(413) 784-1240, x 7717

enc.

cc: Town Counsel

